

STATE OF SOUTH CAROLINA

(Caption of Case)

Proceeding to Establish Guidelines for an Intrastate
Universal Service Fund

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 1997 - 239 - C

(Please type or print)

Submitted by: Margaret M. FoxSC Bar Number: 65418Address: McNair Law Firm, P. A.Telephone: 803-799-9800P. O. Box 11390Fax: 803-753-3219Columbia, SC 29211

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition ☐ Request for item to be placed on Commission's Agenda expeditiously

☐ Other: _____

INDUSTRY (Check one)

NATURE OF ACTION (Check all that apply)

☐ Electric☐ Affidavit☒ Letter☐ Request☐ Electric/Gas☐ Agreement☐ Memorandum☐ Request for Certification☐ Electric/Telecommunications☐ Answer☐ Motion☐ Request for Investigation☐ Electric/Water☐ Appellate Review☐ Objection☐ Resale Agreement☐ Electric/Water/Telecom.☐ Application☐ Petition☐ Resale Amendment☐ Electric/Water/Sewer☐ Brief☐ Petition for Reconsideration☐ Reservation Letter☐ Gas☐ Certificate☐ Petition for Rulemaking☐ Response☐ Railroad☐ Comments☐ Petition for Rule to Show Cause☐ Response to Discovery☐ Sewer☐ Complaint☐ Petition to Intervene☐ Return to Petition☒ Telecommunications☐ Consent Order☐ Petition to Intervene Out of Time☐ Stipulation☐ Transportation☐ Discovery☐ Prefiled Testimony☐ Subpoena☐ Water☐ Exhibit☐ Promotion☐ Tariff☐ Water/Sewer☐ Expedited Consideration☐ Proposed Order☐ Other:☐ Administrative Matter☐ Interconnection Agreement☐ Protest☐ Other:☐ Interconnection Amendment☐ Publisher's Affidavit☐ Late-Filed Exhibit☐ Report

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July 28, 2008

Mr. Charles L. A. Terreni
Chief Clerk/Administrator
South Carolina Public Service Commission
Synergy Business Park, The Saluda Building
101 Executive Center Drive
Columbia, South Carolina 29210

Re: Proceeding to Establish Guidelines for an
Intrastate Universal Service Fund
Docket No. 1997-239-C

Dear Mr. Terreni:

I am responding on behalf of the South Carolina Telephone Coalition ("SCTC") to the letter filed on July 17, 2008 by Mr. Frank Ellerbe on behalf of the South Carolina Cable Television Association, CompSouth, tw telecom of south carolina, llc, and Nuvox Communications Incorporated (collectively "CLECs"). By their letter, the CLECs request that the Commission schedule oral arguments on the SCTC's motion to dismiss the scheduled proceedings in the above referenced docket and on the CLECs' motion requesting a review of additional universal service fund issues.

The SCTC believes the interested parties have adequately presented their positions and arguments through written pleadings filed in this docket, including motions, responses, and replies to the respective motions. In fact, the pleading filed by CLECs merely rehashes and re-couches the same or variations of the same old arguments the South Carolina Cable Television Association and others have been raising for years, which have repeatedly been rejected by the Commission, the Circuit Court, and the Supreme Court. For this reason, we do not believe oral arguments on the motions would be productive or helpful.

The decision to entertain oral argument and response on prefiled motions is clearly within the discretion of the Commission. See Commission Reg. 103-829(B). Courts routinely dispense with oral argument on motions when, in the court's discretion, they believe the facts and legal contentions are adequately presented in the materials before the court, and argument would not aid the decisional process. See, e.g., Howard v. Kings Crossing, Inc., No 06-1969, 2008 U.S. App. LEXIS 3528 at *4-5 (4th Cir. Feb. 19, 2008).

Mr. Charles L. A. Terreni

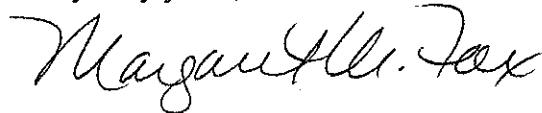
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We respectfully request that the Commission deny CLECs' request for oral arguments on the motions, and proceed to rule on the motions based on the materials before the Commission. We believe oral arguments would not provide the Commission with additional information or aid the decision-making process, and would be an inefficient use of the Commission's and the parties' resources.

Thank you for your consideration.

Very truly yours,

A handwritten signature in cursive script, reading "Margaret M. Fox".

Margaret M. Fox

MMF/rwm

cc: Parties of Record